

2149-107  
MIB:clw



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

# 12  
JM  
8/8/03

In re Application of )  
Douglas H. ROBINSON )  
Serial No. 09/759,345 ) Examiner: Robert A. Zeman  
Filed: January 16, 2001 ) Group Art Unit: 1645  
For: METHODS FOR THE ISOLATION )  
OF BACTERIAL CONTAINING )  
EUKARYOTIC GENES )

TRANSMITTAL OF APPEAL BRIEF

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Enclosed in connection with the above-referenced application is an Appeal Brief with Appendix in triplicate. A check is enclosed to cover the following fees: \$160.00 to cover the fee for filing a brief in support of a notice of appeal; \$725 to cover the fee for a four-month extension of time.

Also, please charge any additional fees or credit any overpayment to Deposit Account No. 02-2135. A duplicate copy of this sheet is enclosed.

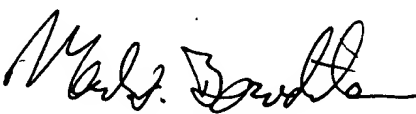
08/04/2003 EFLORES 00000023 09759345

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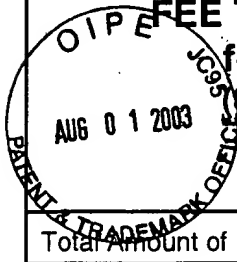
160.00 0P

August 1, 2003

Respectfully submitted,

By 

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|   |             |                          |   |
|---|-------------|--------------------------|---|
| <b>FEE TRANSMITTAL</b><br><b>for FY 2003</b><br><b>(Small Entity)</b><br> |             | <i>Complete if Known</i> |   |
|   |             | Application Number       | 09/759,345  |
|   |             | Filing Date              | January 16, 2001  |
|   |             | First Named Inventor     | Douglas H. ROBINSON                                     |
|   |             | Examiner Name            | Robert Zeman  |
| Group Art Unit  |             | 1645                     | <b>RECEIVED</b><br>AUG 06 2003<br>TECH CENTER 1600/2900 |
| Total Amount of Payment   | (\$ 885.00) | Attorney Docket Number   |   |

**METHOD OF PAYMENT (check one)**

1. ☒ The Commissioner is hereby authorized to charge additional fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck
- ☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17
- ☒ Applicant claims small entity status.
2. ☒ Payment Enclosed:  
☒ Check  
☐ Credit Card

**FEE CALCULATION**
**1. FILING FEE**

| Fee Code | Fee \$ | Fee Description        | Fee Paid |
|----------|--------|------------------------|----------|
| 2001     | 375    | Utility filing fee     | [ ]      |
| 2002     | 165    | Design Filing Fee      | [ ]      |
| 2003     | 260    | Plant Filing Fee       | [ ]      |
| 2004     | 375    | Reissue Filing Fee     | [ ]      |
| 2005     | 80     | Provisional Filing Fee | [ ]      |

**SUBTOTAL \$**
**2. CLAIMS**

| Total Claims | Independent Claims | Multiple Dependent Claims | Extra Claims   | Fee        | Fee Paid |
|--------------|--------------------|---------------------------|----------------|------------|----------|
| [ ]          | [ ]                | [ ]                       | - 20** = [ ] x | \$ 9 = [ ] | [ ]      |
| [ ]          | [ ]                | [ ]                       | - 3** = [ ] x  | 42 = [ ]   | [ ]      |
| [ ]          | [ ]                | [ ]                       | + 140 = [ ]    |            | [ ]      |


\*\*or number previously paid, if greater;

**SUBTOTAL \$**
**FEE CALCULATION (continued)**
**3. ADDITIONAL FEES**

| Fee Code            | Fee Paid | Fee Description  | Fee Paid |
|---------------------|----------|--|----------|
| 2051                | 65       | Surcharge - late filing fee or oath  | [ ]      |
| 2052                | 25       | Surcharge - late provisional filing fee or cover sheet                     | [ ]      |
| 1053                | 130      | Non-English specification  | [ ]      |
| 1812                | 2,520    | For filing a request for reexamination                                     | [ ]      |
| 1804                | 920      | Requesting publication of SIR prior to Examiner action                     | [ ]      |
| 1805                | 1,840*   | Requesting publication of SIR after Examiner action                        | [ ]      |
| 2251                | 55       | Extension for reply within first month                                     | [ ]      |
| 2252                | 205      | Extension for reply within second month                                    | [ ]      |
| 2253                | 465      | Extension for reply within third month                                     | [ ]      |
| 2254                | 725      | Extension for reply within fourth month                                    | [ 725 ]  |
| 2255                | 985      | Extension for reply within fifth month                                     | [ ]      |
| 2401                | 160      | Notice of Appeal   | [ ]      |
| 2402                | 160      | Filing a brief in support of an appeal                                     | [ 160 ]  |
| 2403                | 150      | Request for Oral Hearing   | [ ]      |
| 1451                | 1,510    | Petition to institute a public use proceeding                              | [ ]      |
| 2452                | 55       | Petition to revive -unavoidable  | [ ]      |
| 2453                | 650      | Petition to revive - unintentional   | [ ]      |
| 2501                | 650      | Utility issue fee (or reissue)   | [ ]      |
| 2502                | 235      | Design issue fee   | [ ]      |
| 2503                | 315      | Plant issue fee  | [ ]      |
| 1460                | 130      | Petitions to the Commissioner  | [ ]      |
| 1807                | 50       | Processing fee under 37 CFR 1.17(q)  | [ ]      |
| 1806                | 180      | Submission of Information Disclosure Statement                             | [ ]      |
| 8021                | 40       | Recording each patent assignment per property (times number of properties) | [ ]      |
| 2809                | 375      | Filing a submission after final rejection (37 CFR .129(a))                 | [ ]      |
| 2810                | 375      | For each additional invention to be examined (37 CFR 1.129(b))             | [ ]      |
| 2801                | 375      | Request for Continued Examination (RCE)                                    | [ ]      |
| 1802                | 900      | Request for expedited examination of a design application                  | [ ]      |
| 1504                | 300      | Publication fee for early, voluntary, or normal publication                | [ ]      |
| 1505                | 300      | Publication fee for republication  | [ ]      |
| 1455                | 200      | Filing an application for patent term adjustment                           | [ ]      |
| 1456                | 400      | Request for reinstatement of term reduced                                  | [ ]      |
| Other fee (specify) |          |  | [ ]      |

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL \$885.00**

|                      |  |                          |                |
|----------------------|--|--------------------------|----------------|
| SUBMITTED BY         |  | Complete (if applicable) |                |
| NAME AND REG. NUMBER | Mark I. Bowditch, Reg. No. 40,315  |                          |                |
| SIGNATURE            | Mark I. Bowditch  | DATE                     | August 1, 2003 |
|                      |  | DEPOSIT ACCOUNT USER ID  |                |